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Attorneys for Defendants WELLS FARGO
BANK, N.A. (successor by merger to
WACHOVIA BANK, N.A.) and
METROPOLITAN WEST SECURITIES LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

STATE COMPENSATION INSURANCE
FUND,

Plaintiff,

vs.

METROPOLITAN WEST SECURITIES
LLC; WACHOVIA BANK, N.A.; DOES
1 through 10, inclusive; and DOES 11
through 20, inclusive,

Defendants.

CASE NO. CV 09-02959 JSW (EDL)

**STIPULATION AND ~~PROPOSED~~ ORDER
CONTINUING CASE DEADLINES
AS MODIFIED**

[Declaration of James C. Rutten filed
concurrently herewith]

1 WHEREAS the Court entered a stipulated order on November 1, 2010 providing the
2 following case schedule:

3	Fact discovery cutoff:	March 18, 2011
4	Disclosure of experts and reports:	March 25, 2011
5	Disclosure of rebuttal experts and reports:	April 13, 2011
6	Expert discovery cutoff:	May 3, 2011
7	Completion of mediation:	May 31, 2010
8	Dispositive motion hearing date:	June 10, 2011
9	Final pretrial conference:	August 1, 2011
10	Trial:	August 22, 2011

11 WHEREAS the parties have been diligently engaged in discovery, including significant
12 written discovery, third-party subpoenas, and the production of both paper and electronic
13 documents (including the recent production of more than 85,000 pages of electronic documents);

14 WHEREAS the parties are continuing their document production efforts, and expect
15 substantial additional productions to take place in the near future;

16 WHEREAS the parties filed cross-motions to compel, which were heard on December 7,
17 2010 by the Magistrate Judge;

18 WHEREAS the Magistrate Judge provided guidance to the parties on the discovery issues
19 raised in the cross-motions, including as to which categories of documents should be produced,
20 which custodians' electronic files should be searched, and which electronic search terms should
21 be used to locate potentially responsive documents;

22 WHEREAS the Magistrate Judge ordered the parties to meet and confer further in an
23 effort to resolve the discovery disputes in light of the guidance provided;

24 WHEREAS the parties expect that, as a result, substantial additional document production
25 efforts will be undertaken that will be over and above the currently in-process productions;

26 WHEREAS Defendants' counsel have numerous commitments in the final months of the
27 existing discovery period that will substantially affect counsel's ability to complete discovery
28 efforts, including but not limited to (1) a trial in a patent case pending in the United States District

1 Court for the District of Delaware, (2) class certification proceedings (and associated expert
 2 discovery) in two complex mortgage-backed securities cases pending in the United States District
 3 Courts for the Northern District of California and the Southern District of New York; (3) motions
 4 to remand and motions to dismiss in two other complex mortgage-backed securities cases pending
 5 in the United States District Court for the Northern District of California; and (4) class
 6 certification proceedings (and associated discovery) in a securities-related case pending in the
 7 Complex Litigation Department of the Santa Clara County Superior Court.

8 WHEREAS the parties believe that, in light of the foregoing, it makes sense to continue
 9 the existing case deadlines by approximately two months;

10 NOW THEREFORE, IT IS HEREBY STIPULATED BY AND BETWEEN THE
 11 PARTIES HERETO AND THEIR COUNSEL OF RECORD THAT the existing case deadlines
 12 shall be continued by approximately two months, such that the new schedule shall be as follows:

13	Fact discovery cutoff:	May 25, 2011
14	Disclosure of experts and reports:	June 1, 2011
15	Disclosure of rebuttal experts and reports:	June 20, 2011
16	Expert discovery cutoff:	July 13, 2011
17	Completion of mediation:	August 12, 2011
18	Dispositive motion hearing date:	August 26, 2011 (9:00 a.m.)
19	Final pretrial conference:	October 17 October 7, 2011 (2:00 p.m.)
20	Trial:	8:00 a.m. November 7, 2011 (8:30 a.m.)

21
 22 Date: December 20, 2010

MUNGER, TOLLES & OLSON LLP

23
 24 By: /s/ James C. Rutten

James C. Rutten

25
 26 Attorneys for Defendants WELLS FARGO
 27 BANK, N.A. (successor by merger to
 28 WACHOVIA BANK, N.A.) and
 METROPOLITAN WEST SECURITIES LLC

1 Date: December 20, 2010

BARGER & WOLEN LLP

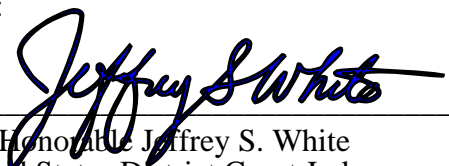
2
3 By: /s/ Travis R. Wall
Travis R. Wall

4 Attorneys for Plaintiff STATE
5 COMPENSATION INSURANCE FUND

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7 * * * * *

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9 PURSUANT TO STIPULATION, IT IS SO ORDERED:

10 DATED: December 21, 2010

11 
The Honorable Jeffrey S. White
United States District Court Judge